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UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA  
SAN JOSE DIVISION

IN THE MATTER OF A DEPOSITION  
SUBPOENA SERVED IN:

F.B.T. PRODUCTIONS, LLC AND EM2M,  
LLC,

Plaintiffs,

v.

AFTERMATH RECORDS, INTERSCOPE  
RECORDS, UMG RECORDING, INC.,  
AND ARY, INC.,

Defendants.

Case No. C 08-80040 RMW (PVT)

[Related to Case No. CV07-3314 PSG (MANx)  
(C.D. Cal.)]

**NOTICE OF HEARING AND BRIEFING  
SCHEDULE ON MOTION FOR  
PROTECTIVE ORDER TO QUASH "APEX"  
DEPOSITION SUBPOENA**

Hearing:

Date: April 29, 2008

Time: 10:00 a.m.

Place: Courtroom 5  
280 South 1<sup>st</sup> Street  
San Jose, CA 95113

1 **TO THE COURT, ALL PARTIES AND THEIR ATTORNEYS OF RECORD:**

2 **PLEASE TAKE NOTICE** that the hearing on non-party deponent Steve Jobs's  
3 (hereinafter "Jobs") Motion for Protective Order to Quash "Apex" Deposition Subpoena (the  
4 "Motion") will take place on April 29, 2008, at 10:00 a.m., in Courtroom 5 of the above-  
5 captioned court located at 280 South 1<sup>st</sup> Street in San Jose, California.

6 **PLEASE TAKE FURTHER NOTICE THAT** Plaintiffs F.B.T. Productions,  
7 LLC and Em2M, LLC shall file and serve any oppositions to the Motion on or prior to April 16,  
8 2008, and Jobs may file and serve any reply in support of the Motion on or prior to April 23,  
9 2008.

10  
11 Dated: April 9, 2008

LATHAM & WATKINS LLP  
Daniel Scott Schecter  
Colin B. Vandell

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14 By /s/ Daniel Scott Schecter  
15 Daniel Scott Schecter  
16 Attorney for Non-Party Deponent Steve Jobs  
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**PROOF OF SERVICE**

I am a resident of the State of California, over the age of eighteen years, and not a party to the within action. My business address is Latham & Watkins LLP, 633 West Fifth Street, Suite 4000, Los Angeles, California 90071. On April 9, 2008, I caused the foregoing to be served:

**NOTICE OF HEARING AND BRIEFING SCHEDULE ON MOTION FOR PROTECTIVE ORDER TO QUASH "APEX" DEPOSITION SUBPOENA**

I caused the above document(s) to be deposited for facsimile transmission in accordance with the office practice of Latham & Watkins LLP for collecting and processing facsimiles. I am familiar with the office practice of Latham & Watkins LLP for collecting, processing, and transmitting facsimiles, which practice is that when a facsimile is deposited with the Latham & Watkins LLP personnel responsible for facsimiles, such facsimile is transmitted that same day in the ordinary course of business. The facsimile of the above document(s) was transmitted to the following parties: See the attached Facsimile List.

I caused a sealed envelope or package containing the document(s) to be placed in a post office, mailbox, sub-post office, substation, mail chute, or other like facility regularly maintained by the United States Postal Service for receipt of U.S. Mail, with U.S. Mail postage paid, addressed to all parties listed on the attached Service List.

**X** I caused such envelope to be delivered by Federal Express or Hand Delivery to the offices of the addressee(s). See attached Service List.

I cause a pdf version of this document to be delivered via electronic mail to the attached Service List.

I declare under penalty of perjury that the above is true and correct. Executed on April 9, 2008 at Los Angeles, California.

\_\_\_\_\_  
/s/ Colleen M. Rico

Colleen M. Rico

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